

# REQUEST FOR COUNCIL ACTION

MEETING

DATE:

35  
10/6/03

<b>AGENDA SECTION:</b> CONSENT AGENDA	<b>ORIGINATING DEPT:</b> Public Works	<b>ITEM NO.</b> D-11
<b>ITEM DESCRIPTION:</b> Noise Variance Permit for TH 52 Bridge Demolition		<b>PREPARED BY:</b> R. Freese
<p>Zumbro Rivers Constructors (ZRC), the TH 52 Design Build contractor, has requested in their September 25, 2003 letter to MnDOT, that a Noise Variance Permit be issued by the City Council for the demolition of the existing bridges at 19<sup>th</sup> Street NW, 2<sup>nd</sup> Street SW, and 6<sup>th</sup> Street SW.</p> <p>The City Council in April 2002 approved a general Noise Variance Permit for the TH 52 Project. That variance allows ZRC to work after 10:00 pm at night until 7:00 am in the morning anywhere in the TH 52 project limits provided that noise walls proposed for the project had been erected. The Council amended the Noise Variance permit in March 2003 to further clarify that the Variance does not apply to areas designated by MnDOT to receive noise walls until the walls are erected. At this time none of the noise walls have been erected. The Council did approve a similar Noise Variance Permit request earlier this year for the demolition of the Mayowood Road bridge.</p> <p>The bridge demolition work is tentatively planned for mid-to-late October 2003. The specific dates for the bridge demolitions have not been set. Each bridge could be demolished on separate weekends. The City and MnDOT have requested ZRC explore the feasibility of removing the 2<sup>nd</sup> and 6<sup>th</sup> Street bridges the same weekend. During the demolition work mainline TH 52 traffic will be detour to West Circle Drive.</p> <p>The Noise Variance requests seeks City Council approval for the demolition work to take place around the clock beginning at 9:00 pm on Friday night with the work to be completed no later than 7:00 am on Monday morning. The work will involve the operation of specialized construction equipment that generates high and repetitive noise levels.</p> <p>The only alternative to the night-time construction would be for MnDOT and the County to agree to close TH 52 and detour weekday traffic unto West Circle Drive for a duration of 3-4 weekdays plus Saturday and Sunday. This option is not recommended as it will create serious weekday traffic congestion and delays along West Circle Drive and will have a negative impact on businesses along the TH 52 corridor.</p> <p>There will be many persons inconvenienced by the noise and traffic detours associated with each of these three bridge demolition activities. City staffs supports the requested Noise Variance with the following noted conditions as having the least negative overall affect on the entire community.</p> <p><b>COUNCIL ACTION REQUESTED:</b></p> <p>Adopt a Resolution for the demolition of the 19<sup>th</sup> Street NW, 2<sup>nd</sup> Street, and 6<sup>th</sup> Street SW bridges that will:</p> <ol style="list-style-type: none"><li>1. Grant a Noise Variance for Fridays from 10:00 pm to 12:00 am.</li><li>2. Grant a Noise Variance for Saturdays from 12:00 am to 7:00 am and from 10:00 pm to 12:00 am.</li><li>3. Grant a Noise Variance for Sundays from 12:00 am to 12:00 pm and from 10:00 pm to 12:00 am.</li><li>4. Grant a Noise Variance for Mondays from 12:00 am to 7:00 am.</li><li>5. Require that ZRC distribute individual notices to property owners with 1,000 feet of the bridge demolition work area and provide daily NOTICES to the public through radio, television, and print media for a period of not less than 7 days in advance of the scheduled bridge demolition work and through the weekend period during which the bridge demolition work occurs.</li><li>6. Require that ZRC complete the demolition of the 2<sup>nd</sup> Street SW and 6<sup>th</sup> Street SW bridges on the same weekend to reduce the inconvenience to the residents in that area and the traffic impacts.</li></ol>		
<b>COUNCIL ACTION:</b> Motion by: _____ Second by: _____ to: _____		

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Zumbro  
river constructors

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September 25, 2003

Minnesota Department of Transportation  
2450 Marion Road SE.  
Rochester, Minnesota 55904

Attention: Mr. Terry L. Ward, P.E.  
Project Manager

Subject: Noise Variance Waiver  
TH 52 in Rochester  
S.P. 5502-85

Dear Mr. Ward:

ZRC is requesting this letter be forwarded to the City of Rochester for approval. ZRC is requesting the Noise Variance requirements at 19<sup>th</sup> St., 2<sup>nd</sup> St. and 6<sup>th</sup> St. be waived during the demolition of bridges for the above mentioned streets. . The demolition of 19<sup>th</sup> and 2<sup>nd</sup> street bridges will happen sometime in the middle to late October and 6<sup>th</sup> St. after the 1<sup>st</sup> of the year. As you know, the work will be done over a weekend, so the affected nights will be Friday, Saturday and Sunday worst case. Nighttime work may be needed because of the size and amount of work to accomplish over one weekend. ZRC will try and limit the amount of night work dependent on conditions in the field and progress of work.

If you have any questions or require additional information, please feel free to call.

Sincerely,

Herb Morgan  
Project Manager

Cc: Tim Odell, Jim Valentyn, Steve Kilcrease